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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

HIDEYOSHI HORIMAI

Serial No.: 10/556,651

Filed: January 27, 2006

For: OPTICAL INFORMATION
RECORDING/REPRODUCTION DEVICE
AND METHOD

Art Unit: 2872

Examining Attorney: Audrey Y. Chang

NOTICE OF APPEALCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals from the Examiner's rejection of claims 1 through 11, 14 through 25 and 27 through 30 under 35 USC 103 in the Final Office Action issued on June 15, 2009, for the above-identified application. Please charge Deposit Account No. 50-4367 in the sum of \$270.00 (Fee Code: 2401) to cover the Appeal fee.

A Pre-Appeal Brief Request for Reissue is attached. In addition, Applicant respectfully requests a three-month extension of time so as to file a Notice of Appeal on the above-identified application. Since Applicant already paid a one month extension fee of \$65.00 (Fee Code: 2251) with a Rule 116 Amendment on October 7, 2009, please charge the remaining difference of \$490.00 to QUINN EMANUEL DEPOSIT ACCOUNT NO. 50-4367.

Please charge any costs incurred by or in order to implement this Appeal or any required requests for extensions of time to QUINN EMANUEL DEPOSIT ACCOUNT NO. 50-4367.

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Respectfully submitted,

By: William L. Androlia
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Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office Fax No. (571) 273-8300 on December 14, 2009.

William L. Androlia
Name

Signature

12/14/2009
Date